

**MICHAEL A. O'CONNOR**  
**MAYOR**

**THOMAS J. PAVLIK**  
**CITY CLERK**

**MINUTES**  
**BERWYN CITY COUNCIL**  
**DECEMBER 13, 2005**

- 1) The regular meeting of the Berwyn City Council was called to order at 8:40 p.m. with Mayor O'Connor presiding. Upon the call of the roll, the following members responded present: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Absent: none. Thereafter, the Mayor declared a quorum present and the meeting duly convened for further business.
- 2) The Pledge of Allegiance was recited and the Mayor called for a moment of silence for our service men and women overseas and wished all the residents of Berwyn Happy Holidays.
- 3) The open forum portion of the meeting was announced. August Pudlo, 3335 Clinton read a communication supporting the new administration. Sam Molinaro, President of Local 506 Fire read a communication supporting the reinstatement of a Berwyn Firefighter from an unpaid leave of absence.
- 4) The minutes of the Berwyn City Council meeting held on November 22, 2005 and; Committee of the Whole minutes from November 8<sup>th</sup>, 15<sup>th</sup>, 22<sup>nd</sup>, 2005 and; the Special City Council meeting held on December 6<sup>th</sup>, 2005 were submitted. Brocato made a motion, seconded by Ramos, to approve the minutes as presented. The motion carried by voice vote.
- 5) Alderman Chapman made a motion, seconded by Ramos, to suspend the rules and bring forth item J-1. The motion carried by voice vote.

Brian Pabst, Executive Director of the Berwyn Development Corporation submitted a proposal for professional services, Phase I Environmental Site Assessment for the future parking deck site. Thereafter, Chapman made a motion, seconded by Lovero to concur in the recommendation and approve for payment in the amount of \$1,950.00. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

- 6) The Mayor submitted a Proclamation proclaiming the month of December 2005 as Drunk and Drugged Driving (3D) Prevention Month in Berwyn. Brocato made a motion, seconded by Chapman to concur

and adopt the Proclamation as presented. The motion carried by voice vote.

- 7) The Mayor submitted a communication regarding verbiage allowed on awnings. After discussion, Brocato made a motion, seconded by Erickson to refer the matter to the Building, Zoning and Planning Committee. The motion carried by voice vote.
- 8) The Mayor submitted a communication regarding Police Officers and secondary employment. After discussion, Lovero made a motion, seconded by Chapman to refer the matter to the Committee of the Whole. The motion carried by voice vote.
- 9) The Mayor submitted a communication an Ordinance entitled:

**AN ORDINANCE AUTHORIZING THE CITY OF BERWYN TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF COOK, PROVIDING FOR THE CITY OF BERWYN TO PARTICIPATE IN THE COOK COUNTY MOBILE VIDEO AND DATA COMMUNICATIONS NETWORK (AKA INTEROPERABLE WIRELESS COMMUNICATION NETWORK) IN THE CITY OF BERWYN, COUNTY OF COOK, ILLINOIS**

Chapman made a motion, seconded by Ramos, to concur in the recommendation, adopt the ordinance as amended and authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

- 10) The Mayor submitted an ordinance regarding certain parking regulations and amendments of the City Code. After discussion, Phelan made a motion, seconded by Brocato to refer the matter to the Ordinance and Resolution Committee. The motion carried by voice vote.
- 11) The Mayor submitted an ordinance regarding motor vehicle seizure and impoundment. Lovero made a motion, seconded by Erickson to refer the matter to the Committee of the Whole. The motion carried by voice vote.
- 12) Chapman made a motion, seconded by Weiner to suspend the rules and bring forth item H-4 and I-1. The motion carried by voice vote.

The Budget Committee submitted a communication regarding the 2005 Tax Levy Ordinance raising the levy at 4% and to call a Special City Council meeting for December 6, 2005 for the passage of the levy.

Chapman made a motion, seconded by Weiner, to accept the matter as informational. The motion carried by voice vote.

- 13) The Mayor submitted an ordinance entitled:

**AN ORDINANCE LEVYING TAXES FOR GENERAL CORPORATE AND SPECIAL PURPOSES FOR THE TAX YEAR 2005 AND FISCAL YEAR BEGINNING JANUARY 1, 2006, AND ENDING DECEMBER 31, 2006, FOR THE CITY OF BERWYN, COOK COUNTY, ILLINOIS**

After discussion, Chapman made a motion, seconded by Skryd to concur, adopt the ordinance as amended with a 0% increase and authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

- 14) The Mayor submitted the tentative Collective Bargaining Agreement between the City of Berwyn and the Illinois Municipal Police Association (IMPA) for the period of January 1, 2006 to December 31, 2008. After discussion, Weiner made a motion, seconded by Skryd to refer the matter to the Fire and Police Committee. The motion carried by voice vote.
- 15) The Mayor submitted the proposed mid-year adjustments to the 2005 Budget and Appropriation Ordinance. Chapman made a motion, seconded by Brocato to refer the matter to the Budget Committee. The motion carried by voice vote.
- 16) City Clerk Pavlik submitted a communication regarding a deadline for submitting communications for the December 12, 2005 Council meeting. Brocato made a motion, seconded by Chapman to accept the matter as informational. The motion carried by voice vote.
- 17) The City Clerk submitted a Resolution to release certain closed Committee of the Whole minutes dated from April 24, 2001 through May 24, 2005. Lovero made a motion, seconded by Weiner to concur and adopt the Resolution as presented. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 18) The City Clerk submitted the 2006 schedule of City Council meetings and holidays. Chapman made a motion, seconded by Skryd to concur in the recommendation as presented and to cause publication of same. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

- 19) A deferred communication and ordinance was submitted by the Budget Committee entitled:

**AN ORDINANCE AMENDING THE ADMINISTRATIVE CODE OF THE CITY OF BERWYN REGARDING DUTIES OF STANDING COMMITTEES**

Thereafter, Chapman made a motion, seconded by Skryd to refer the matter to the Budget Committee. The motion carried by voice vote.

- 20) The Budget Committee submitted the Payroll report for November 30, 2005 in the total amount of \$682,414.40. Chapman made a motion, seconded by Skryd to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 21) The Budget Committee submitted the Payable Report for December 13, 2005 in the total amount of \$871,973.28. Chapman made a motion, seconded by Skryd to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 22) The Budget Committee submitted a communication regarding cutting the Gas Tax Rate by 50% through April 30, 2006. Chapman made a motion, seconded by Ramos to waive the reading, concur in the recommendation, adopt the ordinance and refer the matter to the Law Department for proper drafting. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 23) The Ordinance and Resolution Committee submitted an ordinance entitled:

**AN ORDINANCE AMENDING THE TRAFFIC CODE OF THE CITY OF BERWYN REGARDING FINES**

Lovero made a motion, seconded by Chapman to concur in the recommendation, adopt the ordinance as presented and authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.

- 24) Alderman Erickson made a motion, seconded by Lovero to suspend the rules and bring for item H-12 as germane. The Ordinance and

Resolution Committee submitted a communication regarding a resident permit-parking ordinance. After discussion, Lovero made a motion, seconded by Skryd to refer the matter to the Ordinance and Resolution Committee. The motion carried by voice vote.

- 25) Alderman Erickson submitted a communication regarding "Pit Bull Dogs". Erickson made a motion, seconded by Chapman to waive the reading and accept the matter as informational. The motion carried by voice vote.
- 26) Alderman Erickson submitted a communication regarding amending and creating ordinances. After discussion, Erickson made a motion, seconded by Chapman to refer the matter to a joint Administration, Budget and Ordinance and Resolution Committee meeting. The motion carried by voice vote.
- 27) Alderman Erickson submitted a communication regarding Visitor Parking Permit Booklets. Erickson made a motion, seconded by Chapman to waive the reading and refer the matter to a joint Administration, Budget and Ordinance and Resolution Committee meeting. The motion carried by voice vote.
- 28) Alderman Erickson submitted a communication regarding amending the Visitor Permit ordinance. Erickson made a motion, seconded by Chapman to waive the reading and refer the matter a joint Administration, Budget and Ordinance and Resolution Committee meeting. The motion carried by voice vote.
- 29) Alderman Erickson submitted a communication regarding the Roosevelt Road Corridor. Thereafter, Erickson made a motion, seconded by Chapman to withdraw the communication. The motion carried by voice vote.
- 30) Alderman Erickson submitted a communication regarding the Occupancy Affidavit. After discussion, Lovero made a motion, seconded by Erickson to refer the matter to the Ordinance and Resolution Committee. After further discussion, the motion was amended by Lovero, seconded by Chapman to refer the communication to the Building, Zoning and Planning Committee, Ordinance and Resolution Committee and the Law Department for a legal opinion. The motion carried by voice vote.
- 31) Alderman Erickson submitted a communication regarding resident permit parking only in the 8<sup>th</sup> Ward. After discussion, Erickson made a motion, seconded by Chapman to defer the matter. The motion carried by voice vote.

- 32) Alderman Phelan submitted a communication regarding stop signs at the intersection of 18<sup>th</sup> and Euclid Avenue. After discussion, Phelan made a motion, seconded by Brocato, to concur in the recommendation and authorize the Public Works Department to install said signs. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 33) Alderman Phelan submitted a communication regarding signage at La Aduana, 6736 Cermak Road. After discussion, Phelan made a motion, seconded by Brocato to concur in the recommendation and grant a variance for said signage. The motion carried by the following roll call: Yeas: Chapman, Weiner, Brocato, Phelan, Lovero, Erickson. Nays: Ramos, Skryd.
- 34) Alderman Weiner submitted a Memorandum of Understanding between the City of Berwyn, Village of Riverside and the Village of North Riverside to silence train whistles along the CN tracks near Riverside Drive, Harlem and 26<sup>th</sup> Street. Weiner made a motion, seconded by Chapman to concur, adopt the Memo of Understanding and authorize the corporate authorities to affix their signatures thereto. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 35) Human Resource Director, Pat Segel submitted a communication regarding the hiring of two part-time Radio Dispatchers. After discussion, Chapman made a motion, seconded by Skryd to concur in the recommendation as presented. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 36) The Human Resource Director submitted a communication regarding comparable salary ranges for a Finance Director and Police Chief. Chapman made a motion, seconded by Skryd to defer and refer the matter to the Human Resource Director. The motion carried by voice vote.
- 37) The Berwyn Police Department submitted a communication regarding a handicapped sign for Caroline Long, 1315 Home. Thereafter, Erickson made a motion, seconded by Brocato to defer the matter. The motion carried by voice vote.
- 38) The Berwyn Police Department submitted a communication regarding a handicapped sign for Daniel Sehr, 2222 Clinton. Thereafter, Lovero made a motion, seconded by Chapman to defer the matter. The motion carried by voice vote.

- 39) The Berwyn Police Department submitted a communication regarding a handicapped sign for Carol Francis, 1318 Lombard. Brocato made a motion, seconded by Weiner, to concur in the recommendation of the investigating officer and install said sign. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 40) The Berwyn Police Department submitted a communication regarding a handicapped sign for David Pangallo, 1423 Highland. Brocato made a motion, seconded by Chapman, to concur in the recommendation of the investigating officer and install said sign. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 41) Frank Novotny and Associates, Inc., submitted a communication regarding Engineer's Payment Estimate No. 1 and Final to Lyons/Pinner Electric in the amount of \$65,132.00 for the Roosevelt Road TIF Lighting Modifications. Brocato made a motion, seconded by Chapman to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 42) Frank Novotny and Associates, Inc., submitted a communication regarding Engineer's Payment Estimate No. 1 and Semi Final to Brothers Asphalt Paving in the amount of \$168,057.08 for the Oak Park Avenue Resurfacing, 39<sup>th</sup> Street to Ogden. Brocato made a motion, seconded by Skryd to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 43) Frank Novotny and Associates, Inc., submitted a communication regarding Engineer's Payment Estimate No. 4 and Semi-Final to J.F. Edwards Construction Company in the amount of \$65,286.94 for the South Berwyn TIF Lighting Improvements. Brocato made a motion, seconded by Chapman to concur in the recommendation and approve for payment. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 44) Jeanmarie Hajer, Director of Community Outreach submitted a communication regarding the Senior Program Administrative Assistant position. Chapman made a motion, seconded by Weiner to refer the matter to the Committee of the Whole. The motion carried by voice vote.

- 45) The Mayor submitted the 2006 Paratransit Service Provider Agreement (PACE) Dial-A-Ride program. Weiner made a motion, seconded by Chapman to concur in the recommendation, adopt the agreement as presented and authorize the corporate authorities to affix their signatures thereto contingent upon no fees being charged to the City. The motion carried by the following roll call: Yeas: Chapman, Ramos, Weiner, Skryd, Brocato, Phelan, Lovero, Erickson. Nays: none.
- 46) At this time, the Consent Agenda, items K-1 and K-2 were submitted.
- K-1 Building Permits issued during November, 2005  
K-1 Business licenses issued during November, 2005
- Brocato made a motion, seconded by Skryd to accept the matters as informational. The motion carried by voice vote.
- 47) The Mayor announced a Committee of the Whole meeting for Tuesday, December 20, 2005 at 7:00 pm on referrals.
- 48) Alderman Weiner announced a Fire and Police Committee meeting for Wednesday, December 21, 2005 at 6:30 pm on referrals.
- 49) There being no further business to come before the meeting, same was, after a motion by Ramos, seconded by Brocato, adjourned at the hour of 10:00 p.m. by roll call vote.

Respectfully submitted,

Thomas J. Pavlik  
City Clerk